

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

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MELINDA WILSON

Plaintiff,

v.

AMERICAN POSTAL WORKERS  
UNION, DELAWARE AREA LOCAL,  
AFL-CIO; and UNITED STATES POSTAL  
SERVICE, an independent establishment of  
the Executive Branch of the Government  
of the United States of America

Defendants.

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Civil Action No. 05-CV-73

**MOTION OF THE WILMINGTON DELAWARE/MALCOLM T. SMITH  
AREA LOCAL, AMERICAN POSTAL WORKERS UNION, AFL-CIO  
FOR SUMMARY JUDGMENT**

The Wilmington Delaware/Malcolm T. Smith Area Local, American Postal Workers Union, AFL-CIO (“Union”) respectfully moves for summary judgment in accordance with Rule 56 of the Federal Rules of Civil Procedure. Summary Judgment for the Union is appropriate as there are no genuine issues of material fact and the Union is entitled to judgment as a matter of law.

In support of the motion, the Union hereby files an accompanying Brief and Appendix containing relevant portions of the Deposition transcripts of Melinda Wilson, Steven Collins, Andrew Keen, Carla Van Istendal and Linda Drummer and the Declaration of Steven Collins with attached exhibits.

Dated: February 23, 2006

Respectfully submitted,

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**Certificate of Service**

I hereby certify that on Thursday, February 23, 2006, I electronically filed **Defendant APWU's Motion for Summary Judgment , Brief in Support Thereof and Appendix** with the Clerk of Court using CM/ECF which will send notification of such filing(s) to the following:

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